

Remarks

The Office Action and the references cited therein have been carefully reviewed. The following remarks herein are considered to be responsive thereto. Claims 1-18 remain in this application.

The Examiner rejected claims 10 and 14-16 under 35 U.S.C. §102(e) as being anticipated by US Patent No. 6,470,449 issued to Blandford (Blandford). The Examiner rejected claims 1-4 under 35 U.S.C. §103(a) as being unpatentable over Blandford in view of US Application Publication No. 2002/0049783 to Berk, et al. (Berk).

Claim 5 is rejected by the Examiner under 35 U.S.C. §103(a) as being unpatentable over Blandford in view of Berk and further in view of US Application Publication No. 2002/0005865 to Hayes-Roth (Hayes-Roth). Claim 6 is rejected by the Examiner under 35 U.S.C. §103(a) as being unpatentable over Blandford in view of US Application Publication No. 2001/0049617 to Berenson, et al. (Berenson). Claims 17 and 18 are rejected by the Examiner under 35 U.S.C. §103(a) as being unpatentable over Blandford in view of Hayes-Roth. Applicants respectfully traverse the Examiner's rejections for at least the reasons set forth below.

The Examiner objected to claims 7-13 as being dependent upon a rejected base claim, wherein the claims would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The patent to Blandford discloses a computer diary device that archives a diary entry by creating, time stamping, authenticating and permanently storing a reference data block in combination with a diary entry. The archived diary entry can only be modified by placing original text within compartment codes and by placing inserted text within

insertion codes so that the original diary entry can be recreated from a modified diary entry. A reference data block, that cannot be modified, is used to authenticate an original diary entry.

The publication to Berk discloses an apparatus, system and method for creating personalized multimedia content by using interactive multimedia applications. Personalized multimedia content is created by conducting an interactive online interview of a user, compiling the data based on the responses of the user and analyzing the compiled data in order to create the personalized multimedia content and distributing the personalized multimedia content. The personalized multimedia content can be customized to a specific market and commercial needs of the host or sponsor.

The publication to Hayes-Roth discloses a method and device for authoring content of a computer-controlled agent. The publication discloses that by anticipating the abstract structure of prospective interactions between agents and their users and defining localized contexts within that abstract structure that authors are allowed to create content for a localized context. The authored content can be a persona, an application, the role of an agent, or may relate to natural language conversation in which the agent engages.

The publication to Berenson discloses a method and apparatus for an event scheduling system. The event scheduling system allows a user to request reminders of upcoming events via the Internet. A user may request to be reminded about a specific event or they may request to be reminded of events that meet predetermined criteria. If requested by as user, the reminders automatically update the user's electronic calendar.

The presently claimed invention is directed to, a diary/calendar application that provides automatic assistance by augmenting appointment data with public and private

data relevant to a user's life. The purpose of the invention is to generate over time a record of events in a user's life that is similar in configuration to a scrapbook or diary. A user selects the current events information the user would like to save in the record, and the data is automatically gathered and returned to the record. In particular, the presently claimed invention provides for the prompting of a user, by a calendar/diary application, to enter data relating to an event for incorporation in an historical record of events pertaining to a user and accepts the user input responsive to the step of prompting.

In regard to claim 10, the Examiner cites Blandford for teaching the claimed limitation of the present invention of:

[D]etecting one of a passage of time since an entry of a record into a diary database and a time of day (see column 3, lines 8-11, see column 4, lines 17-20, and see column 6, lines 54-60);
prompting a user to enter a diary entry responsively to said step of detecting (see Abstract, and see column 4, lines 58-59, where 'prompting a user' is read on 'the user is queried,' and see column 4, lines 36-57);
accepting data to form a new record in a diary (see column 4, lines 58-59, and see column 15, line 66 through column 16, line 1, also see figure 24).

(Office Action, page 3).

However, nowhere is it taught in Blandford the step of prompting a user to enter a diary entry responsively to said step of detecting. Blandford teaches that the "diary program begins with the initialization module 120 after which the user selects a file in function 122." Column 4, lines 36-37. Further, "the user enters several optional file parameters including a master password." Column 4, line 40-41. Finally, "if the user fails to enter the master password at 130, the user is queried to enter any user

compartment passwords. Correct entry of one or more user compartment passwords results in the granting of limited read-only access at 134.” Column 4, lines 58-59.

Nowhere is it disclosed that a user is prompted to enter a diary entry responsively to a step of detecting one of a passage of time since an entry of a record into a diary database and a time of day.

Moreover, nowhere is it disclosed in Blandford the step of accepting data to form a new record in a diary. As cited by the Examiner, Blandford discloses that:

If the user fails to enter the master password at 130, the user is queried to enter any user compartment passwords. Correct entry of one or more user compartment passwords results in the granting of limited read-only access at 134. The limited user is only permitted to input via storage input/output 114 those compartments (text previously marked by the master diarist) associated with correctly entered passwords. Also the limited user is permitted to search and retrieve 136, print 138, and to import and export 140 from and to an external text or data file. Other diary and word processing functions such as archive 104, storage output through input/output 114, save 116, setup 126, and other text editing and modification functions are not permitted to the limited user.

Column 4, lines 58-67, column 5, lines 1-4.

The data being accepted as disclosed by Blandford is in the form of a password, wherein if a user fails to enter a “master password” then the user is queried to enter a “compartment password.” Upon entering a compartment password a user is then only granted “limited read-only” access, wherein a user is not permitted to execute text editing or modification functions. Therefore, it would not be possible, as taught by Blandford and cited by the Examiner, to prompt a user to enter a diary entry responsively to the step of detecting and accept the data to form a new record in a diary.

In regard to claim 14, the Examiner cites Blandford for teaching the limitations of accepting data descriptive of at least one of an appointment and an event for inclusion in a diary database and adding data resulting from said step of extracting to data resulting from said step of accepting to said diary database.

In light of the previous discussion of claim 10, it is evident that Blandford as currently cited does not teach the step of accepting data descriptive of at least one of an appointment and an event for inclusion in a diary database. Since the fore mentioned accepting step is not taught, it follows that Blandford cannot teach the step of adding the data resulting from the step of extracting to the data resulting from the step of accepting to the diary database.

Therefore, it is respectfully submitted that Claims 10 and 14 are allowable for at least the given reasons. Consequently, the Examiner is respectfully requested to withdraw the rejection of claims 10 and 14 under 35 U.S.C. §102(e).

In regard to claims 1, 6, 17 and 18 Blandford is cited by the Examiner as the primary art of reference. As per claim 1, the Examiner cites Blandford for teaching the accepting user input responsive to said step of prompting. As per claim 6, the Examiner cites Blandford for teaching accepting data towards the making of a new record in a calendar application and as per claims 17 and 18 for teaching accepting user input data descriptive of personal events to be recorded in a diary database. The Examiner specifically cites Blandford at column 4, lines 58-59, column 15, line 66 through column 16, line 1 and figure 24 in the rejections of claims 1, 6, 17 and 18.

As discussed above the data being accepted as disclosed by Blandford is in the form of a password, wherein if a user fails to enter a “master password” then the user is

queried to enter a “compartment password.” Upon entering a compartment password, a user is then only granted “limited read-only” access. Therefore, it would not be possible, as taught by Blandford and cited by the Examiner, to accept user input responsive to a step of prompting, accept the data to form a new record in a diary or accept data that is descriptive of personal events to be recorded in a diary database.

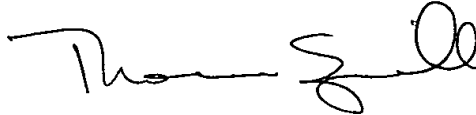
Therefore, it is respectfully submitted that claims 1, 6, 17 and 18 are allowable for at least the given reasons. Claims 1, 6, 17 and 18 are not rendered obvious by the cited references, whether taken alone or in combination. The cited references fail to teach or suggest accepting user input responsive to a step of prompting, accepting the data to form a new record in a diary or accepting data that is descriptive of personal events to be recorded in a diary database.

The Examiner is respectfully requested to withdraw the rejection of claims 1, 6, 17 and 18 under 35 U.S.C. §103(a). Further, claims 2-5, which depend from claim 1, claims 7-13, which depend from claim 6 and claims 12 and 16, which depend from claim 14 are allowable therewith at least because they depend from an allowable base claim. Consequently, the Examiner is respectfully requested to withdraw the rejection of claims 1-5, 6-13, 17 and 18 under 35 U.S.C. §103(a).

In view of the above, it is respectfully submitted that claims 1-18 are allowable over the art of record in this pending case and that this application is in condition for allowance. Accordingly, it is respectfully requested that this application be allowed and a Notice of Allowance issued. If the Examiner believes that a telephone conference with

Applicant's attorneys would be advantageous to the disposition of this case, the Examiner is requested to telephone the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Thomas Spinelli', with a stylized flourish at the end.

Thomas Spinelli
Registration No. 39,533

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343
TS:WAP:jf